

LEGISLATIVE BILL 662

Approved by the Governor May 19, 1971

Introduced by Richard Maresh, 32nd District; Walter H. Epke, 24th District; Wayne W. Ziebarth, 37th District

AN ACT to amend section 75-115, Reissue Revised Statutes of Nebraska, 1943, relating to the State Railway Commission; to authorize the State Railway Commission after notice and hearing to issue orders to common carriers to make reasonable improvements of its service, facilities and equipment as are necessary; to prohibit certain acquisitions of real estate; and to repeal the original section.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 75-115, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

75-115. The commission shall have the power to examine and inspect, from time to time, the condition of each common carrier, its equipment, and the manner of its conduct and management, with regard to the public safety and convenience in the state. If any part thereof is found in an unsafe and dangerous condition, the commission shall immediately notify the common carrier whose duty it is to put the same in repair, which shall be done by it within a reasonable time after receiving such notice. If any common carrier fails to perform this duty, the commission may enjoin and prevent it from operating the same while in such unsafe and dangerous condition, or may after notice and hearing order such common carrier to make reasonable improvements of its service, facilities and equipment as are necessary.

Sec. 2. No agency of this state shall purchase, lease, or acquire real estate from any railroad company or corporation owning or operating a railroad over a right-of-way outside of incorporated cities and villages which has been permitted to be abandoned by a federal agency, without prior approval by the Legislature of such purchase, lease, or acquisition.

Sec. 3. That original section 75-115, Reissue Revised Statutes of Nebraska, 1943, is repealed.